

REMARKS

Applicants' attorney wishes to thank the Examiner for the careful consideration given this case and especially for the time expended to discuss acceptable claim language during the telephonic interview of June 21, 2003. Claim 3 is pending in this case. Claim 2 has been cancelled herein and Claim 1 was previously cancelled. This response addresses those issues raised in the Office Action dated March 12, 2003. It is respectfully submitted that the claim as presented herein is in form for allowance. Response to that extent is earnestly requested.

Per the Examiner's suggestion, Applicants submit a method claim (Claim 3) for consideration. As discussed with the Examiner during the telephonic interview, the phrasing of newly-introduced Claim 3 is appropriate. It is further submitted that Claim 3 is allowable over all cited prior art, since no reference teaches or fairly suggests the use of Compound 1 in the prevention of bacterial infectious respiratory disease. Communication to this effect is earnestly solicited.

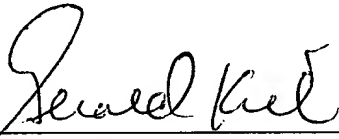
In view of the amendments to the claims and the remarks presented herein, it is respectfully submitted that the present application is in condition for final allowance and notice to such effect is requested. If the Examiner believes that additional issues need to be resolved before this application can be passed to issue,

the undersigned invites the Examiner to contact him at the telephone number provided below.

Respectfully submitted,

Dated: July 14, 2003

By

  
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